

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Paul DiCarlo et al.
Serial No. : 10/791,103
Filed : March 2, 2004
Title : EMBOLIC COMPOSITIONS

Art Unit : 1773
Examiner : Kiliman, Leszek B.

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants submit the attached PTO-1449 form with copies of references if applicable.

Applicants also hereby notify the Examiner of the following commonly owned co-pending U.S. patent application:

U.S. Patent Application Serial No. 11/000,741, filed December 1, 2004.

Applicants are uncertain of the date of publication of the following references that are listed in the attached PTO-1449 form:

- (1) FeRx Incorporated, FERX Profile, <http://www.biotechshares.com/FERX.htm>, 4 pages (Ref. AEEEE)
- (2) Kochan, J.P. et al., "Interventional Neuroradiology: Current Practices and Techniques at Temple University Hospital", <http://www.temple.edu/radiology/stroke.html>, 5 pages (Ref. AOOOO)
- (3) Mather, P.T., Research Group Homepage, Basic Goals and Methods, <http://www.ims.uconn.edu/~mather>, 4 pages (Ref. AWWWW)
- (4) SIR-Spheres (Yttrium-90 Microspheres), pp. 1-12 (Ref. AOOOOO)
- (5) Wu, A.M., "Engineered Antibodies for Breast Cancer Imaging and Therapy" Available web site: <http://www.ucop.edu/srphome/bcrp/progressreport/abstracts/innov/21B-0084.html> (Ref. AEEEEEE)

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

January 27, 2005

Date of Deposit

Signature

Diane C. Brown

Typed or Printed Name of Person Signing Certificate

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Filed : March 2, 2004
Page : 2 of 2

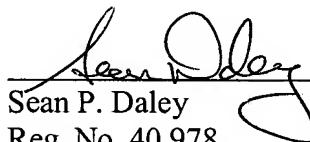
Attorney's Docket No.: 01194-823002 / 02-082US02

Therefore, while Applicants do not concede that these references qualify as prior art to this application, Applicants request that the Examiner treat them as prior art at this time for purposes of examination of this application.

This statement is being filed within three months of the filing date of the application or before the receipt of a first Office Action on the merits. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 1/27/05



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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office JAN 3 1 2005 Information Disclosure Statement by Applicant (Use separate sheet if necessary) (37 CFR §1.98(b))	Attorney's Docket No. 01194-823002	Application No. 10/791,103
		Applicant Paul DiCarlo et al.	
		Filing Date March 2, 2004	Group Art Unit 1773

U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	4,034,759	07/12/77	Haerr			
	AB	4,094,848	06/13/78	Naito			
	AC	4,096,230	06/20/78	Haerr			
	AD	4,159,719	07/03/79	Haerr			
	AE	4,402,319	09/06/83	Handa et al.			
	AF	4,640,807	02/03/87	Afghan et al.			
	AG	4,674,480	06/23/87	Lemelson			
	AH	4,742,086	05/03/88	Masamizu et al.			
	AI	4,793,980	12/27/88	Torobin			
	AJ	4,946,899	08/07/90	Kennedy et al.			
	AK	4,954,399	09/04/90	Tani et al.			
	AL	5,015,423	05/14/91	Eguchi et al.			
	AM	RE 34,640	06/14/94	Kennedy et al.			
	AN	5,328,936	07/12/94	Leifholtz et al.			
	AO	5,336,263	08/09/94	Ersek et al.			
	AP	5,583,162	12/10/96	Li et al.			
	AQ	5,741,331	04/21/98	Pinchuk			
	AR	5,840,387	11/24/98	Berlowitz-Tarrant et al.			
	AS	5,895,398	04/20/99	Wensel et al.			
	AT	5,902,834	05/11/99	Porrvik			
	AU	6,048,908	04/11/00	Kitagawa			
	AV	6,056,721	05/02/00	Shulze			
	AW	6,160,084	12/12/00	Langer et al.			
	AX	6,245,090	06/12/01	Gilson et al.			
	AY	6,296,604	10/02/01	Garibaldi et al.			
	AZ	6,296,622	10/02/01	Kurz et al.			
	AAA	6,296,632	10/02/01	Luscher et al.			

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Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	ABB	6,306,419	10/23/01	Vachon et al.			
	ACC	6,312,407	11/06/01	Zadno-Azizi et al.			
	ADD	6,355,275	03/12/02	Klein			
	AEE	6,379,373	04/30/02	Sawhney et al.			
	AFF	6,388,043	05/14/02	Langer et al.			
	AGG	6,436,112	08/20/02	Wensel et al.			
	AHH	6,443,941	09/03/02	Slepian et al.			
	AII	6,476,069	11/05/02	Krall et al.			
	AJJ	2002/0197208	12/26/02	Ruys et al.			
	AKK	2003/0007928	01/09/03	Gray			
	ALL	6,544,503	04/08/03	Vanderhoff et al.			
	AMM	6,545,097	04/08/03	Pinchuk et al.			
	ANN	6,575,896	06/10/03	Silverman et al.			
	AOO	2003/0108614	06/12/03	Volkonsky et al.			
	APP	6,602,261	08/05/03	Greene, Jr., et al.			
	AQQ	6,605,111	08/12/03	Bose et al.			
	ARR	2003/0187320	10/02/03	Freyman			
	ASS	6,629,947	10/07/03	Sahatjian et al.			
	ATT	6,632,531	10/14/03	Blankenship			
	AUU	2003/0194390	10/16/03	Krall et al.			
	AVV	6,652,883	11/25/03	Goupil et al.			

Foreign Patent Documents or Published Foreign Patent Applications							
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation
							Yes No
	AWW	EP0123235	10/31/1984	Europe			X
	AXX	EP0123235	10/31/1984	Europe (Abstract)			X
	AYY	EP0122624	10/24/1984	Europe			X

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							Yes No
	AZZ	EP0122624	10/24/1984	Europe (Abstract)			X
	AAAA	DE3834705	04/12/1990	Germany			X
	ABBB	DE3834705	04/12/1990	Germany (Abstract)			X
	ACCC	WO91/12823	05/09/1991	PCT			
	ADDD	EP0458745A1	05/14/1991	Europe			
	AEEE	EP0458079A2	11/27/1991	Europe			X
	AFFF	EP0458079A2	11/27/1991	Europe (Abstract)			X
	AGGG	WO 95/33553	12/14/1995	PCT			
	AHHH	EP0067459B2	10/07/1998	Europe			
	AIII	AU-A-76186/98	10/15/1998	Australia			
	AJJJ	WO 99/00187	01/07/1999	PCT			
	AKKK	WO03/051451	06/26/2003	PCT			
	ALLL	EP 0 764 047	08/27/2003	Europe			
	AMMM	EP 0 993 337	04/14/2004	Europe			
	ANNN	WO04/073688	09/02/2004	PCT			

Other Documents (include Author, Title, Date, and Place of Publication)		
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	A000	Abbara, S. et al., "Transcervical Expulsion of a Fibroid as a Result of Uterine Artery Embolization for Leiomyomata", <i>JVIR</i> , Vol. 10, No. 4, pp. 409-411; 1999
	APPP	Abrahams, J.M. et al., "Topic Review: Surface Modifications Enhancing Biological Activity of Guglielmi Detachable Coils in Treating Intracranial Aneurysms", <i>Surg. Neurol.</i> 54:34-41, 2000
	AQQQ	Abrahams, J.M. et al., "Delivery of Human Vascular Endothelial Growth Factor with Platinum Coils Enhances Wall Thickening and Coil Impregnation in a Rat Aneurysm Model", <i>AJNR Am. J. Neuroradiol.</i> 22:1410-1417, August 2001
	ARRR	Ahuja, A.A., "Platinum Coil Coatings to Increase Thrombogenicity: A Preliminary Study in Rabbits", <i>AJNR Am. J. Neuroradiol.</i> 14:794-798; July/August 1993
	ASSS	Antibody Labeling http://www.altcorp.com/AffinityLabeling/ablaeling.htm , pp. 1-6, May 20, 2003
	ATTT	Berkowitz, R.P. et al., "Vaginal Expulsion of Submucosal Fibroids After Uterine Artery Embolization", <i>Journal of Reproductive Medicine</i> , Vol. 44, No. 4, pp. 373-376; April 1999 http://www.reproductivemedicine.com

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Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
	AUUU	Bradley, E.A. et al., "Transcatheter Uterine Artery Embolisation to Treat Large Uterine Fibroids", <i>British Journal of Obstetrics and Gynaecology</i> , Vol. 105, pp. 235-240; February 1998
	AVVV	Brockmann, J. et al., "Radiolabeling of p-Bz-DOTA-CD-11c antibody with ⁸⁸ Y: Conjugation, Labeling, Biodistribution studies", 2 pages, 2000 http://www.kernchemie.uni-mainz.de/downloads/jb2000/b14_brockmann.pdf
	AWWW	Carroll, B.A. et al., "Microbubbles as Ultrasonic Contrast Agents", <i>Investigative Radiology</i> , Vol. 14, No. 3, Supplement to May-June 1979
	AXXX	Carroll, B.A. et al., "Gelatin Encapsulated Nitrogen Microbubbles as Ultrasonic Contrast Agents", <i>Journal of Clinical and Laboratory Research</i> , Vol. 15, No. 1; February 1980
	AYYY	Carstensen, E.L. et al., "Determination of the Acoustic Properties of Blood and its Components", <i>Journal of Acoustical Society of America</i> , Vol. 25, No. 2; March 1953
	AZZZ	Cirkel, U. et al., "Experience with Leuprorelin Acetate Depot in the Treatment of Fibroids: A German Multicentre Study", <i>Clinical Therapeutics</i> , Vol. 14, Suppl. A, 1992
	AAAAA	Deasy, P. B., "Microencapsulation and Related Drug Processes", New York, NY, Marcel Dekker, Inc., 345 pages, 1984 (Table of Contents only)
	ABBBB	DeGast, A.N. et al., "Transforming Growth Factor β -coated Platinum Coils for Endovascular Treatment of Aneurysms: An Animal Study", <i>Neurosurgery</i> , Vol. 49, No. 3, pp. 690-696, Sept. 2001
	ACCCC	Feldman, L. et al., "Transcatheter Vessel Occlusion: Angiographic Results Versus Clinical Success", <i>Radiology</i> , Vol. 147, pp. 1-5, April 1983
	ADDDD	Ferrofluids, Physical Properties and Applications Ferrofluidics Corp., Nashua, NH, 5 pages, 1986
	AEEEE	FeRx Incorporated, FERX Profile http://www.biotechshares.com/FERX.htm , 4 pages
	AFFFF	Fritsch, T. et al., "SH U 508, A Transpulmonary Echocontrast Agent", <i>Investigative Radiology</i> , Vol. 25, Supplement 1, pp. S160-S161, September 1990
	AGGGG	Fujimoto, S. et al., "Biodegradable Mitomycin C Microspheres Given Intra-Arterially for Inoperable Hepatic Cancer", <i>Cancer</i> , Vol. 56, pp. 2404-2410, 1985
	AHHHH	Gilbert, W.M. et al., "Angiographic Embolization in the Management of Hemorrhagic Complications of Pregnancy", <i>American Journal of Obstetrics and Gynecology</i> , Vol. 166, No. 2, pp. 493-497, February 1992
	AIIII	Goldberg, B.B., "Ultrasonic Cholangiography", <i>Radiology</i> , Vol. 118, pp. 401-404, February 1976
	AJJJJ	Gramiak, R. et al., "Ultrasound Cardiography: Contrast Studies in Anatomy and Function", <i>Radiology</i> , Vol. 92, No. 5, pp. 939-948, April 1969
	AKKKK	Greenwood, L.H. et al., "Obstetric and Nonmalignant Gynecologic Bleeding: Treatment with Angiographic Embolization", <i>Radiology</i> , Vol. 164, No. 1, pp. 155-159, July 1987
	ALLLL	Jones, S.K. et al., "Experimental Examination of a Targeted Hyperthermia System Using Inductively Heated Ferromagnetic Microspheres in Rabbit Kidney", <i>Phys. Med. Biol.</i> , Vol. 46, No. 2, pp. 385-398, February 2001 www.iop.org/Journals/pb
	AMMMM	Kallmes, D.F. et al., "In Vitro Proliferation and Adhesion of Basic Fibroblast Growth Factor-producing Fibroblasts on Platinum Coils", <i>Radiology</i> , Vol. 206, No. 1, pp. 237-243, January 1998

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Other Documents (include Author, Title, Date, and Place of Publication)

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	ANNNN	Kerber, C., "Balloon Catheter with a Calibrated Leak", <i>Radiology</i> , Vol. 120, pp. 547-550, September 1976	
	AOOOO	Kochan, J.P. et al., "Interventional Neuroradiology: Current Practices and Techniques at Temple University Hospital" http://www.temple.edu/radiology/stroke.html , 5 pages	
	APPPP	Kuhn, R. et al., "Embolic Occlusion of the Blood Supply to Uterine Myomas: Report of 2 Cases", <i>Aust. NZ. J. Obstet. Gynaecol.</i> , Vol. 39, No. 1, pp. 120-122, February 1999	
	AQQQQ	Kurbatova, G.T. et al., "Magnetically-guided Anesthetics Based on Highly Dispersed Iron Powders Coated by Polyacrylamide", <i>Biofizika</i> , Vol. 47, No. 2, pp. 331-337, March-April 2002 http://intapp.medscape.com/px/medlineapp	
	ARRRR	Lendlein, A. et al., "Biodegradable, Elastic Shape-Memory Polymers for Potential Biomedical Applications", <i>Science</i> , Vol. 296, pp. 1673-1676, May 31, 2002	
	ASSSS	Leventon, William, "Hemocompatible Coatings for Blood-Contacting Devices", <i>Medical Device & Diagnostic Industry: Coating Technologies – New Methods to Ensure Blood Compatibility</i> , Vol. 25, No. 8, pp. 62-67, August 2003	
	ATTTT	Lowery, C.L. et al., "Screening Tests for Intrauterine Growth Retardation: A Comparison of Umbilical Artery Doppler to Real-Time Ultrasound", <i>Echocardiography</i> , Vol. 7, No. 2, pp. 159-164, March 1990	
	AUUUU	Marich, K.W. et al., "Real-Time Imaging with a New Ultrasonic Camera: Part I, In Vitro Experimental Studies on Transmission Imaging of Biological Structures", <i>Journal of Clinical Ultrasound</i> , Vol. 3, No. 1, pp. 5-16, March 1975	
	AVVVV	Marx, W. F. et al., "Endovascular Treatment of Experimental Aneurysms by Use of Biologically Modified Embolic Devices: Coil-mediated Intraaneurysmal Delivery of Fibroblast Tissue Allografts", <i>AJNR. Am. J. Neuroradiol.</i> , Vol. 22, pp. 323-333, February 2001	
	AWWWW	Mather, P.T., Research Group Homepage, Basic Goals and Methods http://www.ims.uconn.edu/~mather , 4 pages	
	AXXXX	Matsumoto, H. et al., "Basic Fibroblast Growth Factor Released from a Platinum Coil with a Polyvinyl Alcohol Core Enhances Cellular Proliferation and Vascular Wall Thickness: An In Vitro and In Vivo Study", <i>Neurosurgery</i> , Vol. 53, No. 2, pp. 402-408, August 2003	
	AYYYY	Matsumoto, Y. et al., "Room-Temperature Ferromagnetism in Transparent Transition Metal-Doped Titanium Dioxide", <i>Science</i> , Vol. 291, pp. 854-856, February 2, 2001 www.sciencemag.org	
	AZZZZ	McIvor, J. et al., "Pregnancy After Uterine Artery Embolization to Control Haemorrhage from Gestational Trophoblastic Tumour", <i>British Journal of Radiology</i> , Vol. 69, No. 823, pp. 624-629, July 1996	
	AAAAAA	MerocelXL Sponge with Hytrol http://www.xomed.com/newproducts/merocelxl/merocelxl_earwick.asp , 3 pages, 2001	
	ABBBBB	Moroz, P. et al., "Arterial Embolization Hyperthermia in Porcine Renal Tissue", <i>Journal of Surgical Research</i> , Vol. 105, No. 2, pp. 209-214, June 15, 2002	

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	ACCCCC	Moroz, P. et al., "Hepatic Clearance of Arterially Infused Ferromagnetic Particles", <i>Int. J. Hyperthermia</i> , Vol. 19, No. 1, pp. 23-24, February 2003 http://www.tandf.co.uk/journals	
	ADDDDD	Orsini, L. F. et al., "Pelvic Organs in Premenarcheal Girls: Real-Time Ultrasonography", <i>Radiology</i> , Vol. 153, No. 1, pp. 113-116, October 1984	
	AEEEEEE	Phillips, D. R. et al., "Experience with Laparoscopic Leiomyoma Coagulation and Concomitant Operative Hysteroscopy", <i>J. Am. Assoc. Gynecol. Laparosc.</i> , Vol. 4, No. 4, pp. 425-533, August 1997	
	AFFFFF	Poppe, W. et al., "Pregnancy after Transcatheter Embolization of a Uterine Arteriovenous Malformation", <i>Am. J. Obstet. Gynecol.</i> , Vol. 156, No. 5, pp. 1179-1180, May 1987	
	AGGGGG	Ravina, J.H. et al., "Advantage of Pre-Operative Embolization of Fibroids: About a Multicentric Set of 31 Cases", <i>Contracept. Fertil. Sex.</i> , Vol. 23, No. 1, pp. 45-49, January 1995 (abstract)	
	AHHHHH	Ravina, J.H. et al., "Arterial Embolisation to Treat Uterine Myomata", <i>Lancet</i> , Vol. 346, pp. 671-674, September 9, 1995	
	AIIIII	Ravina, J.H. et al., "Interest of Particulate Arterial Embolization in the Treatment of Some Uterine Myoma", <i>Bull. Acad. Natl. Med.</i> , Vol. 181, No. 2, pp. 233-246, February 4, 1997 (Summary)	
	AJJJJJ	Schlief, R. et al., "Enhanced Color Doppler Echocardiography of the Left Heart After Intravenous Injection of a New Saccharide Based Agent in Humans", <i>Circulation</i> , Vol. 82, No. 2, p. 28, October 1990 (Abstract)	
	AKKKKK	Schlief, R. et al., "Successful Opacification of the Left Heart Chamber on Echocardiographic Examination after Intravenous Injection of a New Saccharide Based Contrast Agent", <i>Echocardiography</i> , Vol. 7, No. 1, pp. 61-64, January 1990	
	ALLLLL	Shape Shifters http://www.sciam.com/tehbiz/0501scicit6.html , 3 pages, 2001	
	AMMMMM	Shung, K.K. et al., "Scattering of Ultrasound by Blood", <i>IEEE Transactions on Biomedical Engineering</i> , Vol. BME-23, No. 6, pp. 460-467, November 1976	
	ANNNNN	Sigelmann, R.A. et al., "Analysis and Measurement of Ultrasound Backscattering from an Ensemble of Scatters Excited by Sine-Wave Bursts", <i>Journal of Acoustical Society of America</i> , Vol. 53, No. 4, pp. 1351-1355, April 1973	
	AOOOOO	SIR-Spheres (Yttrium-90 Microspheres), pp. 1-12	
	APPPPP	SIR-Spheres, Radioactive Implant (Yttrium-90 Microspheres), Sirex Medical, Inc., San Diego, CA, November 6, 2000, pp. 1-15	
	AQQQQQ	Sirtex Medical Limited – Product Description http://www.sirtex.com/?p=72 (Retrieved from the Internet on May 27, 2003)	

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	ARRRRR	Sirtex Medical Limited – Targeted Radiotherapy with SIR-Spheres http://www.sirtex.com/?p=57 (Retrieved from the Internet on May 27, 2003)
	ASSSSS	Skotland, T. et al., "In Vitro Stability Analyses as a Model for Metabolism of Ferromagnetic Particles (Clariscan™), a Contrast Agent for Magnetic Resonance Imaging", <i>J. Pharm. Biomed. Anal.</i> , Vol. 28, No. 2, pp. 323-329, April 15, 2002
	ATTTTT	"Smart Sutures Tie Themselves", April 26, 2002 http://www.sciam.com/article.cfm?articleID=00047706-121F-1CD0-B4A8809EC588
	AUUUUU	Smith, M.D. et al., "Left Heart Opacification with Peripheral Venous Injection of a New Saccharide Echo Contrast Agent in Dogs", <i>JACC</i> , Vol. 13, No. 7, pp. 1622-1628, June 1989
	AVVVVV	Stancato-Pasik, A. et al., "Obstetric Embolotherapy: Effect on Menses and Pregnancy", <i>Radiology</i> , Vol. 204, No. 3, pp. 791-793, September 1997
	AWWWWW	Stein, R. et al., "Targeting Human Cancer Xenografts with Monoclonal Antibodies Labeled Using Radioiodinated, Diethylenetriaminepentaacetic Acid-appended Peptides", <i>Clinical Cancer Research</i> , Vol. 5, No. 10, pp. 3079-3087, October 1999 (Supplement)
	AXXXXX	Tamatani, S. et al., "Histological Interaction of Cultured Endothelial Cells and Endovascular Embolic Materials Coated with Extracellular Matrix", <i>J. Neurosurg.</i> , Vol. 86, No. 1, pp. 109-112, January 1997
	AYYYYY	Thelen, V.M. et al., "Catheter Embolisation of Metastasising Renal Carcinomas Using Butyle-2-cyano-acrylate", <i>Fortschr. Rontgenstr.</i> , Vol. 124, No. 3, pp. 232-235, March 1976
	AZZZZZ	Waltman, A.C. et al., "Technique for Left Gastric Artery Catheterization", <i>Radiology</i> , Vol. 109, No. 3, pp. 732-734, December 1973
	AAAAAAA	White, Jr., R.I., "Embolotherapy in Vascular Disease", <i>AJR</i> , Vol. 142, pp. 17-30, January 1984
	ABBBBBB	Widder, K.J. et al., "Selective Targeting of Magnetic Microspheres Containing Adriamycin: Total Remission in Yoshida Sarcoma-Bearing Rats", <i>Proceedings of the 16th Annual Meeting of American Society of Clinical Oncology</i> , May 26-27, 1980, San Diego, CA, p. 261
	ACCCCCC	Widder, K. et al., "Magnetic Microspheres: Synthesis of a Novel Parenteral Drug Carrier", <i>Journal of Pharmaceutical Sciences</i> , Vol. 68, No. 1, pp. 79-82, January 1979
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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 01194-823002	Application No. 10/791,103
Information Disclosure Statement by Applicant (Use several sheets if necessary) (37 CFR §1.98(b))		Applicant Paul DiCarlo et al.	
		Filing Date March 2, 2004	Group Art Unit 1773

Other Documents (include Author, Title, Date, and Place of Publication)		
Examiner Initial	Desig. ID	Document
	AGGGGGG	Yamashita, Y. et al., "Transcatheter Arterial Embolization of Obstetric and Gynaecological Bleeding: Efficacy and Clinical Outcome", <i>British Journal of Radiology</i> , Vol. 67, pp. 530-534, June 1994
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